

PATENT APPLICATION

Attorney Docket No. 1077 001 301 0202

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE
BOARD OF PATENT APPEALS AND INTERFERENCES

INVENTOR: Jeremy Thaler et al. GROUP: 1761
APPLICATION NO: 10/705,657 EXAMINER: H. Pratt
FILED: November 10, 2003 CONFIRMATION: 6140

FOR: **PEANUT BUTTER WITH AN ORGANIC STABILIZER AND METHOD FOR
MANUFACTURE THEREOF**

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

LETTER ACCOMPANYING APPEAL BRIEF

In response to the Notice of Panel Decision dated July 31, 2008 and the non-final Office Action dated August 22, 2008, Appellants submit herewith an Appeal Brief. No oral hearing is presently requested, and Appellants respectfully request that the Board render a decision based upon the parties written submissions.

No Notice of Appeal fees are believed due as a result of the enclosed Appeal Brief, as Appellants previously paid for the Notice of Appeal submitted on June 18, 2008. Enclosed is payment for the Appeal Brief submitted herewith.

In the event any additional fees are required in association with this submission, including fees for extensions of time pursuant to 37 CFR §1.136, Appellants hereby petition for such an extension and authorization is hereby provided to charge such fees or additional amounts to the Basch & Nickerson LLP Deposit Account 50-2737.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Duane C. Basch', with a long horizontal flourish extending to the right.

/Duane C. Basch, Esq. Reg. No. 34,545/
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